

**IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF NEW YORK**

In re: TERRORIST ATTACKS ON ) No. 03-MDL-1570  
SEPTEMBER 11, 2001 ) Judge Richard C. Casey  
)

**DECLARATION OF MAX HUFFMAN**

I, Max Huffman, hereby swear to the following:

1. I am an attorney licensed to practice in the District of Columbia and an associate with the law firm of Robbins, Russell, Englert, Orseck & Untereiner LLP, counsel to Defendant Saudi High Commission in this case. I make this Declaration in support of Defendant Saudi High Commission's Reply in Support of its Motion to Dismiss the complaints consolidated in the above-captioned multi-district litigation. I have personal knowledge of and am competent to testify to the facts set forth below.
2. Attachment A to this Declaration is a true and correct copy of the Declaration of Hadzimuratovic Hajrudin (Hajrudin Declaration) and Exhibits A through D to the Declaration. Mr. Hajrudin is Bosnian counsel to the Saudi High Commission. The Hajrudin Declaration was made at the requests of my firm and of counsel for Prince Salman bin Abdulaziz Al-Saud, and was translated into the English language for submission to this Court.
3. Attachment B to this Declaration is a true and correct copy of the Declaration of Mensur Delija, a licensed Bosnian to English translator, attesting to the accuracy of the translations of the Hajrudin Declaration and Exhibits A, B, and D to that Declaration.
4. Attachment C to this Declaration is a true and correct copy of the Declaration of Merima Erkocevic, a licensed Bosnian to English translator with the title of Official Court Interpreter for English Language, attesting to the accuracy of the translation of Exhibit C to the Hajrudin Declaration.

I declare under penalty of perjury that the foregoing is true and correct. Executed on September 3, 2004, in Washington, D.C.

\_\_\_\_\_  
/S/ [Max Huffman]  
Max Huffman

## **ATTACHMENT A**



Lawyer  
Hadzimuratovic Hajrudin  
SARAJEVO  
ul. Mula Mustafe Baseskije 85.  
Phone 532-074

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF NEW YORK

In re Terrorist Attacks on September 11, 2001 )

) 03-MDL-1570  
ECF Case

*Relates to:*

Ashton v. Al Qaeda Islamic Army, 02-CV-6977 (RCC)

Burnett v. Al Baraka Investment & Development Corp., 03-CV-5738 (RCC)

Federal Insurance Co. v. Al Qaida, 03-CV-6978 (RCC)

Barrera v. Al Qaeda Islamic Army, 03-CV-7036 (RCC)

Salvo v. Al Qaeda Islamic Army, 03-CV-5071 (RCC)

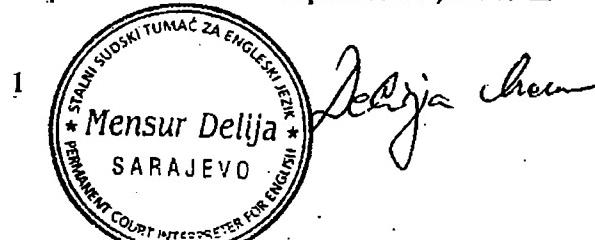
Burnett v. Al Baraka Investment & Development Corp., 03-CV-9849 (RCC)

**DECLARATION OF HADZIMURATOVIC HAJRUDIN**

I, Hadzimuratovic Hajrudin, do hereby declare:

1. I serve as outside legal counsel to the Saudi High Commission ("SHC") in the Federation of Bosnia and Herzegovina ("Bosnia-Herzegovina"). In that capacity, I have responsibility for ensuring the SHC's compliance with Bosnian laws and general oversight of any legal issues arising with respect to the SHC. I have been asked by counsel for the SHC and its President, Prince Salman bin Abdulaziz Al-Saud ("Prince Salman") to make this declaration, which I understand will be translated into the English language and submitted in support of any Motion to Dismiss or reply brief that may be filed in these consolidated cases on behalf of the SHC and/or Prince Salman. I have personal knowledge of and am competent to testify to the matters set forth below.

2. I was educated in Sarajevo and am a lawyer by training. I served as a judge of the Administrative Court of Bosnia and Herzegovina from 1955 to 1987, when I was elected to the position of Republic Prosecutor. From December 1990 to October 1993, I served as the Deputy Minister and Minister of Judicial and Administrative Affairs (later the Ministry of Justice) of the Republic of Bosnia and Herzegovina. From 1993 to 1995, I returned to my position as a judge of the Supreme Court. In February 1995, I retired from government service and opened my own law office in Sarajevo. I was initially retained to represent the SHC on September 22, 1997. In



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this capacity, I report to the Director of the Regional Office in Sarajevo and to the Director of Financial Affairs. I am not an employee of the SHC.

3. The SHC first registered to operate in Bosnia-Herzegovina in 1993. The registration process at the time was overseen by the Bosnian High Court. The 1993 registration certificate, which I obtained from SHC files, is attached to this declaration as Exhibit A. The "founding purpose" of the SHC, as expressed on the registration certificate, was to help those in needs because of the war in Bosnia-Herzegovina. SHC's latest registration was in 2004. The 2004 registration certificate, also obtained from SHC files, is attached as Exhibit B.

4. The SHC's registration certificates comply with the Law on Humanitarian Activities and Humanitarian Organizations of the Federation of Bosnia and Herzegovina ("Law of Humanitarian Organizations"). The Law of Humanitarian Organizations requires that humanitarian organizations operating in Bosnia-Herzegovina be "nongovernmental." I understand that an argument has been made that this provision means that SHC is not a government organization in the Kingdom of Saudi Arabia. However, the word "nongovernmental" in Article 22 is interpreted to mean that the registered organizations are not considered part of the government of Bosnia-Herzegovina. There is no prohibition against humanitarian organizations that are part of foreign governments operating in Bosnia-Herzegovina.

5. Article 22. of the Law of Humanitarian Organizations also states that foreign humanitarian organizations established by foreign governments are not subject to the other provisions of the law if they are parties to a "special agreement" with the government of Bosnia-Herzegovina. This provision does not require all foreign government-controlled organizations to have such a special agreement. It is an option that these organizations can choose. I have researched this issue and concluded that the SHC did not sign a special agreement with Bosnia-Herzegovina. Because it did not, it must comply with all applicable provisions of the Law of Humanitarian Organizations.

6. The SHC, to the best of my knowledge, is a government organization in the Kingdom of Saudi Arabia. SHC's governmental status has been recognized by the government of Bosnia-Herzegovina as well. Attached as Exhibit C to this declaration is a 1996 letter from the Bosnian Ambassador in Riyadh to the Ministry of Foreign Affairs of Bosnia and Herzegovina. I obtained this letter from SHC files. The letter requests diplomatic status for the head of the European Office of the SHC. The Ambassador's letter states that the SHC "is a government organization." Following this letter, the head of the SHC did receive diplomatic status in Bosnia-Herzegovina. Also attached as Exhibit D to this declaration is a March 17, 1995 agreement under which the SHC provided aid to Bosnia-Herzegovina on behalf of the Kingdom of Saudi Arabia. This



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document states that the Kingdom of Saudi Arabia is "represented by the Saudi High Commission" in making this donation.

7. The SHC has never been in violation of the Law of Humanitarian Organizations. There have been no criminal or civil proceedings against it in Bosnia-Herzegovina. After one investigation into SHC's financial records, the Financial Police of the Federation of Bosnia-Herzegovina concluded that there had been no financial violations. The government did request that, in the future, the SHC keep its financial records in Sarajevo rather than sending them to Riyadh. The SHC immediately complied with this request.

8. The following exhibits are attached to this affidavit. They are true and accurate copies of translations of various documents. The translations were completed by official translators in Sarajevo, Mensur Delija and Merima Erkocevic.

- A. Exhibit A is the registration certificate of the SHC dated October 29, 1993.
- B. Exhibit B is the registration certificate of the SHC dated May 19, 2004.
- C. Exhibit C is a letter dated August 26, 1996 from Senahid Bristric, the Ambassador for Bosnia and Herzegovina in Riyadh, Saudi Arabia to the Ministry of Foreign Affairs of Bosnia and Herzegovina, with a subject line "Diplomatic Status for the Head of Saudi High Commission Relief."
- D. Exhibit D is an agreement dated March 17, 1995 under which the Kingdom of Saudi Arabia, through the SHC, provided aid to Bosnia-Herzegovina in a specified amount.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on August 25, 2004, in Sarajevo, Federation of Bosnia and Herzegovina.



Signed, signature illegible.  
Hadzimuratovic Hajrudin  
Bosnian Counsel to the Saudi High Commission  
Official seal of  
Lawyer  
Hadzimuratovic Hajrudin  
SARAJEVO  
ul. Mula Mustafe Baseskije 85.  
Phone 532-074

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I certify herewith that this is a true and faithful rendering of the original of text written in  
Bosnian language  
Register No:144-II-9  
Sarajevo , August 25<sup>th</sup>, 2004

Official translator



*Delija* *shavon*

**ADVOKAT**  
**HADŽIMURATOVIĆ HAJRUDIN**  
**SARAJEVO**  
Ml. Mula Mustafa Bašeskić br. 15  
tel. 532-074

U OKRUŽNOM SUDU ZA JUŽNI OKRUG NEW YORK  
SJEDINJENIH AMERIČKIH DRŽAVA

U odnosu na terorističke napade od 11. Septembra 2001.

03-MDL-1570  
ECF Slučaj

Odnosi se na:

Ashton v. Al Qaeda Islamic Army 02-CV-6977 (RCC)  
Burnett v. Al Baraka Investment & Development Corp., 03-CV-5738 (RCC)  
Federal Insurance Co. v. Al Qaida 03-CV-6978 (RCC)  
Barrera v. Al Qaeda Islamic Army 03-CV-5071 (RCC)  
Burnett v. Al Baraka Investment & Development Corp., 03-CV-9849 (RCC)

**IZJAVA HADZIMURATOVIC HAJRUDIN**

Ja, Hadzimuratovic Hajrudin se ovim izjašnjavam:

1. Ja služim kao spoljni pravni savjetnik Visokog Saudijskog Komiteta ("VSK") u Federaciji Bosne i Hercegovine (Bosna-Hercegovina). U tom svojstvu, imam odgovornost da se VSK pridržava bosanskih zakona i opšte nadgledanje svih pravnih pitanja koja nastanu u odnosu na VSK. Od strane savjetnika za VSK i njenog Predsjednika Princ Salman bin Abdülaziz Al-Saud (Princ Salman) je od mene zahtjevano da napravim ovu izjavu, koja će kako ja razumijem biti prevedena na Engleski jezik i upućena radi podrške bilo kojeg uputstva premještaja ili otpusta ili odgovora koji mogu biti ubilježeni u ovom utvrđenom slučaju u korist VSK i/ili Princa Salimana. Ja posjedujem lično znanje i kompetentan sam da potvrdim materiju izloženu ispod.

2. Školovan sam u Sarajevu i obučeni sam advokat. Služio sam kao sudija upravnog suda Bosne i Hercegovine od 1955.godine do 1987.godine gdje sam izabran za Republičkog Pravobranioca. Od decembra 1990.godine do oktobra 1993.godine sam služio kao zamjenik ministra i ministar za pravosuđe i upravne poslove (kasnije ministar pravde) Republike Bosne i Hercegovine. Od 1993.godine do 1995.godine vratio sam se na poziciju sudije u Vrhovnom sudu. U februaru 1995.godine penzionisan sam iz državne službe i otvorio sam vlastitu advokatsku kancelariju u Sarajevu. U početku sam bio uzet u službu da predstavljam VSK u 22. septembra 1997.godine. U ovom svojstvu ja sam se javljaо Direktoru regionalnog ureda u Sarajevu i Direktoru finansijskih poslova. Nisam uposlenik VSK.

3. VSK se prvi put registrovao za rad u Bosni i Hercegovini u 1993. godini. Potvrda o registraciji iz 1993.godine, koju sam ja dobio iz arhive VSK, je u prilogu ovog izjašnjenja kao eksponat A. "Svrha registracije" VSK, kao što je izraženo u potvrdi o registraciji, jeste da se pruži pomoć onim kojima je potrebna zbog rata u Bosni i Hercegovini. Kasnija registracija VSK je bila u 2004.godini. Potvrda o registraciji iz 2004.godine, koju sam ja takođe dobio iz arhive VSK, je u prilogu ovog izjašnjenja kao eksponat B.

**ADVOKAT**  
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ul. Mula Mustafe Baščića 15  
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4. Potvrde o registraciji VSK su u skladu sa Zakonom o humanitarnim aktivnostima i humanitarnim organizacijama Federacije Bosne i Hercegovine ("Zakon o humanitarnim organizacijama"). Zakon o humanitarnim organizacijama zahtjeva da humanitarne organizacije koje rade u Bosni i Hercegovini budu "nevladine". Razumio sam da postoji argument da ova odredba znači da VSK nije vladina organizacija Kraljevine Saudijske Arabije. Takođe, riječ nevladina u članu 22. se tumači da ima značenje da se registrovane organizacije ne smatraju kao dio vlade Bosne i Hercegovine. Ne postoji zabrana protiv humanitarnih organizacija koje su dio stranih vlada koje rade u Bosni i Hercegovini.

5. Član 22. Zakona o humanitarnim organizacijama takođe formuliše da humanitarne organizacije uspostavljene od strane stranih vlada nisu predmet ostalih odredbi zakona ako su stranke u "posebnim ugovorima" sa vladom Bosne i Hercegovine. Ove odredbe ne zahtjevaju da sve organizacije koje su kontrolisane od strane vlade imaju takav poseban ugovor. Postoji opcija da ove organizacije mogu birati. Istraživao sam ovu odluku i zaključio sam da VSK nije potpisao poseban ugovor sa Bosnom i Hercegovinom. Zato što nije, mora se povinovati svim primjenjivim odredbama Zakona o humanitarnim organizacijama.

6. VSK, po mom najboljem znanju, je vladina organizacija Kraljevine Saudijske Arabije. Status vladine organizacije VSK-a priznat je isto i od strane Vlade Bosne i Hercegovine. Priložen kao eksponat C ovog izjašnjenja je pismo bosanskog ambasadora 1996.godine iz Rijada za Ministarstvo Inostranih poslova Bosne i Hercegovine. Dobio sam ovo pismo iz arhive VSK. Pismom se zahtjeva diplomatski status Direktora evropskog ureda VSK. U pismu ambasadora se izjavljuje da je VSK "vladina organizacija". Nakon ovog pisma, Direktor VSK je primio diplomatski status u Bosni i Hercegovini. Takođe u prilogu ovog izjašnjenja je eksponat D Ugovor od 17. marta 1995.godine po kojem VSK obezbjeđuje pomoć Bosni i Hercegovini u ime Kraljevine Saudijske Arabije. Ovim se dokumentom izjavljuje da je Kraljevina Saudijske Arabije u donacijama "predstavljena pomoći Visokog Saudijskog Komiteta".

7. VSK nije nikada učinio prekršaj Zakona o humanitarnim organizacijama. Ne postoje krivični ili građanski postupci pokrenuti protiv njega u Bosni i Hercegovini. Nakon inspekcije finansijske evidencije od strane finansijske policije Federacije Bosne i Hercegovine zaključeno je da nema finansijskih prekršaja. Vlada je zahtjevala, da VSK zadržava svoju finansijsku evidenciju u Sarajevu radije nego da je šalje u Rijad. VSK se odmah povinovao ovom zahtjevu.

8. Sljedeći eksponati su priloženi ovoj pismenoj izjavi. Oni su istinita i tačna kopija prijevoda različitih dokumenata. Prijevodi su izvršeni od strane službenih prevodilaca u Sarajevu, Mensur Delija i Merima Erkocevic.

- A. Eksponat A je potvrda o registraciji VSK sa datumom 29 oktobar 1993.godine
- B. Eksponat B je potvrda o registraciji VSK sa datumom 19 maj 2004.godine.

A D V O K A T  
HADŽIMURATOVIĆ HAJRUDIN  
G A R A J E V O  
el. Muša Mustafa Baščkić br. 05  
tel. 582-074  
*Mirza*

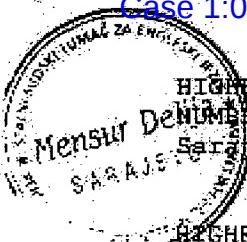
- C. Eksponat C je pismo sa datumom 26 avgust 1996.godine od Senahid Bristić, ambasador Bosne i Hercegovine u Rijadu, Saudijska Arabija, prema Ministarstvu inostranih poslova Bosne i Hercegovine, sa predmetom "diplomatski status Direktora Visokog Saudijskog Komiteta za pomoć".
- D. Eksponat D je Ugovor sa datumom 17 mart 1995.godine pod kojim je Kraljevina Saudijska Arabija, preko VSK obezbjedila pomoć Bosni i Hercegovini u određenom iznosu.

Izjavljujem pod krivičnom odgovornošću za krivokletstvo pod zakonima Sjedinjenih Američkih Država da je prethodno istinito i tačno. Izvršeno na avgust 25., 2004., u Sarajevu, Federacija Bosne i Hercegovine.

*Mirza*  
Hadžimuratović Hajrudin  
Bosanski savjetnik za Visoki Saudijski Komitet

HADŽIMURATOVIĆ HAJRUDIN  
G A R A J E V O  
el. Muša Mustafa Baščkić br. 05  
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## **EXHIBIT A**



HIGHER COURT IN SARAJEVO  
NUMBER: R-IV-29/93  
Sarajevo, October 29<sup>th</sup>, 1993.

HIGHER COURT IN SARAJEVO, as the Board consisted of the judges Pilav Salko as a Chairman of the Board, the judges Babić Suljo and Dodik Ignjacić as the Board members, deciding in extra judicial proceeding according to the request of the INTERNATIONAL ASSOCIATION SAUDI HIGH COMMISSION RELIEF FOR-Office in Sarajevo for record in a register of this court, at October 29<sup>th</sup>, 1993. brought following

#### DECISION

1. INTERNATIONAL ASSOCIATION SAUDI HIGH COMMISSION RELIEF FOR-Office in Sarajevo, with its main office in Sarajevo, M.Tita 35 street, is recorded at this court International Associations register.

The record is done under register number R-IV-29/93, book four, at October 29<sup>th</sup>, 1993.

2. The Goals and tasks of the INTERNATIONAL ASSOCIATION SAUDI HIGH COMMISSION RELIEF FOR- Office in Sarajevo are:

- providing of food, clothes, footwear, medicines and other humanitarian items to the war victims, the children without parents, the persons that become exhausted and other citizens of Republic Bosnia and Herzegovina that need help,
- providing writing, printing and publishing of the free distribution of reports, journals, books, leaflets, pamphlets, and other documents with religious contents,
- giving of humanitarian help and services to Republic Bosnia and Herzegovina Islamic community,
- issuing of the money resources,
- implementation and building or helping for founding, building and work of the school centers, schools, hospitals, clinics, enterprises and similar, conducting of land drainage or irrigation, as well as other activities by which are directly or indirectly satisfied needs of the poor, the refugees, the population and the victims of the natural disasters,
- organization, enabling or participating in organization of the meetings, speaker's platforms, lectures and exhibits, as well as performing of other public manifestation in accordance with the law,
- advancing, inducing or organizing of the research and experimental works and publishing of the research results,
- employing of the employees and support personal that are necessary according to the nature of the office job,



Mensur Delija  
SARAJEVO

*Delija*

- the founding purpose of the INTERNATIONAL ASSOCIATION SAUDI HIGH COMMISSION RELIEF FOR- Office in Sarajevo is to help to the persons that need help provoked by the aggression at Bosnia and Herzegovina.
- 3. INTERNATIONAL ASSOCIATION SAUDI HIGH COMMISSION RELIEF FOR- Office in Sarajevo, in purpose of gaining the funds, will perform activities foreseen by its Statute and in accordance with the law.
- 4. INTERNATIONAL ASSOCIATION SAUDI HIGH COMMISSION RELIEF FOR- Office in Sarajevo works at the territory of Bosnia and Herzegovina, and acquires the characteristic of the civil judicial person at the day of record in this court register.
- 5. INTERNATIONAL ASSOCIATION SAUDI HIGH COMMISSION RELIEF FOR- Office in Sarajevo is obliged, in the time limit of 15 days, to report every change of the Statute and the Work Program that arises after this decision, and it is obliged to act in accordance with Article 15, Paragraph 3. The Law of Citizen Associations.
- 6. Persons authorized for representation and presentations are:
  - Farhan Bin Siban Aldosori
  - Salah Bin Mohd Alhutian

#### E X P L A N A T I O N

INTERNATIONAL ASSOCIATION SAUDI HIGH COMMISSION RELIEF FOR- Office in Sarajevo submitted to this court, at October 29<sup>th</sup>, 1993., request for registration and record in the international association register at this court. With the request is enclosed the documentation foreseen by the Law of Citizen Associations and the Regulation of the unique register of the Associations.

In executed proceeding the Court established that all law assumptions for registration of the above quoted association are fulfilled and accordance to application of the regulations of Article 12. and 13. of the Law of association of the citizens decided as in the saying of this decision.

PRESIDENT OF THE BOARD

J C D G E  
Pilav Salko

Copy of the signature exist, illegible.

Copy of the official seal.



Delija clean

PRECEPT: The submitter of the request and the Higher Public Prosecutor can submit the appeal to the Higher Court of RBiH in the limits of 15 days, and the same is to be submitted to this court in three copies.

I certify herewith that this is a true and faithful rendering of the copy of text written in Bosnian language.

Register No.: 142-11/04

Sarajevo, August 14<sup>th</sup>, 2004

Official translator



*Delija*

Plat. sub U JAVU  
DATA: 8-IV-29/93  
Sarajevo, 29.Io.1993. godine

Vlaj. SUP U s. MJSU, u vijetu sastavljenom od sudije Milav Šulje kao predsjedniku vijeta, sudije Babić Šulje i Dodik Iščijevića kao članova prednjednika vijeta, u vjerničkom postupku po uhtjevu MJEJUNARODNEG vijeta, oslušujući u VENDEMIJUZIČKOM UREDU - Ured u Sarajevu za upis UDARCIJA SUDBI HIGH COMMISSION HELLSFUR - Ured u Sarajevu, donio je mlijede-  
u register kod ovoga suda, iena 29.10.1993. godine, donio je mlijede-

中華書局影印

1. UPISUJE SE u register međunarodnih varušenja od ovoga suda  
MEĐUNARODNE UDRUZENJA SAUDI HIGH COMMISSIONER RELIEF FON - Ured  
u Sarajevu, sa sjedištem u Sarajevu, ul. M.Tita 35.  
Upis je izvršen pod reg.brojem B-YV-29/93, knjige četvrtog, dana  
29.Io.1993. godine.
  2. Ciljevi i sadnici MEĐUNARODNOG UDRIZENJA SAUDI HIGH COMMISSIONER  
RELIEF FON - Ured u Sarajevu su:  
- obavljajivanje hrane, odjeće, obuće, lijekova i ostalih humani-  
- tarijnih artikala žrtvama rata, ići bez reditelja iznenadnim li-  
- cima i ovtalim gradjanim Republike Bosne i Hercegovine kojima je  
- potreba potrošnja,  
- obavljajivanje pisanje, stampanja, izdavanje i besplatne distri-  
- bu nje novijetaja, časopisa, knjige, letaka, brošure i ostalih  
- dokumenata na vjerskom jeziku.  
- pružanje humanitarnih omoci i usluga Islamskoj zajednici Republi-  
- ke Bosne i Hercegovine,  
- davanje novčanih sredstava,  
- otvarivanje iogradjivanje ili ponovno osnivanje, integriranje  
- i rad srednjih centara, škola, bolnica, liničkih preduzeća i ali-  
- cne, obavljajući izučavanja ili nadzorovanja zemljiste, kao i za-  
- tale djelatnosti koje se neposredno ili posredno sudovljujuju po-  
- trebe siromašnih, imbjeglica, stanovništva, bez i litave prirod-  
- nih resursa,  
- organizovanje, sudjelovanje ili učešće u organizaciji sastan-  
- kova, tribina, predavanja i izložbi, kao i vršenje drugih javnih  
- manifestacija u skladu sa zakonom,  
- unapređivanje, podsticanje ili organizovanje intrazajednickih i eks-  
- perimentacionih radova i objavljivanje rezultata istraživanja,  
- zapošljavanje neophodnih slijednika i pomoćnog osoblja, koje zah-  
- tijeva prirode posla Ureda,  
- svrha osnivanja SAUDI HIGH COMMISSIONER RELIEF FON - Ureda u Saraje-  
- vu je potreba licima kojima je potrebna, i način ugradnji na Bot-  
- nu i Hercegovinu.
  3. MEĐUNARODNO UDRUZENJE SAUDI HIGH COMMISSIONER RELIEF FON - Ured u  
- Sarajevu u cilju sticanja sredstava za vršenje aktivnosti  
- obavljajuće djelatnost preduzima svojim Statutom a u skladu sa  
- Zakonom.

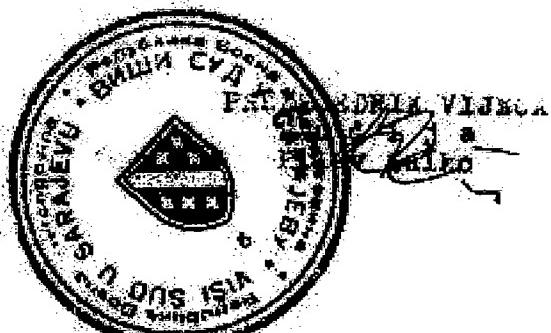
- 2 -

5. MEDJUNARODNO UDRUŽENJE SAUDI HIGH COMMISSION KRALJEV FUD - Ured u Sarajevu djeluje na teritoriji Republike Bošna i Hercegovine, a danom upisa u registar kod ovoga suda stiče svojstvo građanskog pravnog lica.
5. MEDJUNARODNO UDRUŽENJE SAUDI HIGH COMMISSION KRALJEV FUD - Ured u Sarajevu dužno je u roku od 15 dana prijaviti ovome sudu svaku promjenu Statuta i Programa rada koje nastane nakon donošenja ovega rješenja, odnosno dužan je postaviti u skladu sa člonom 15 stav 5. Zakona o udruženju građana.
6. Lica ovlastena za nastavljene i predstavljanje su:
  - Farhan Bin Siben Alkaseri
  - Saleh Bin Mohd Alhutien.

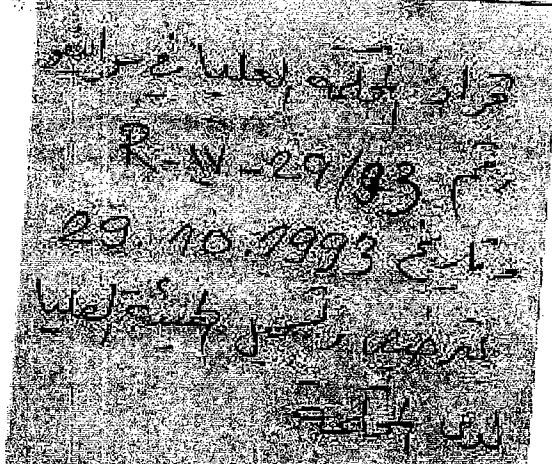
#### O B R A Z I C E N I J E

MEDJUNARODNO UDRUŽENJE SAUDI HIGH COMMISSION KRALJEV FUD - Ured u Sarajevu podnijelo je ovne eudu dana 29.10.1993. godine zahtjev za registraciju i u isti registar medjunarodnih udruženja kod ovoga suda. Uz zahtjev je priložena dokumentacija predviđena Zakonom o udruživanju građana i izvršnikom o jedinstvenom registru udruženja.

U provedenom postupku sud je utvrdio da su ispunjene sve zahtjevske pretpostavke za registraciju napred navedenog udruženja pa je primjene odredbe člana 12 i 13 Zakona o udruživanju građana odnosičio kao u izreći ovoga rješenja.



POUZNA: Podnositelj zahtjeva i Vite javno tužilaštvo mogu isjevititi zahtjev Vrhovnom sudu u BiH u roku od 15 dana, a isto se podnosi ovome sudu u tri primjerce.



## **EXHIBIT B**



Mensur Delija  
SARAJEVO  
Bosnia and Herzegovina  
FEDERATION OF BOSSNIA AND HERZEGOVINA  
FEDERAL MINISTRY OF JUSTICE  
SARAJEVO

Number: 04-05-2-681/ 03  
Sarajevo, May 19, 2004.

Federal Ministry of Law, deciding under the request for record of changes in the Register of foreign and international non-governmental organisation "SAUDI HIGH COMMISSION RELIEF FOR BIH- VISOKI SAUDIJSKI KOMITET ZA POMOC BIH", on the basis of Article 33. paragraph 2. The Law on Associations and Foundations ("Official Gazette of the Federation of BiH", No. 45/02) brings

#### DECISION

1. It is recorded in the Register of foreign and international non-governmental organizations by Federal Ministry of Justice with the date of May 19<sup>th</sup>, 2004, change of record of the Presidency of the humanitarian organisation "SAUDI HIGH COMMISSION RELIEF FOR BIH, VISOKI SAUDIJSKI KOMITET ZA POMOC BIH", that is recorded in the Register of foreign and international non-governmental organisations with this ministry under the number 119. Book of I register, by June 10<sup>th</sup>, 2003, and that:

1) Change of main office. Presidency address so instead of the previous address in Samira Frašte Street bb, it is recorded the current address in Samira Frašte street 12a.

2) Change of the authorized person for representing and presenting of the Presidency that instead of FAREAD N. ALZAKARI previous authorized person for representing, it is recorded NASSER A.O. AL-SAEED the current authorized person.

2. Other records into the Register conducted according to the Decision No.: 04-05-2-681/03 from June, 10<sup>th</sup> 2003 remain unchanged.



### E X P L A N A T I O N

The foreign humanitarian organization "SAUDI HIGH COMMISSION RELIEF FOR BIH- VISOKI SAUDIJSKI KOMITET ZA POMOC BIH" submitted a request for record of changes, which are: change of the Presidency main office address and change of the person authorized for representation and presentation of the Presidency.

Presidency of humanitarian organization is recorded in the Register of foreign and international organizations maintained at this ministry under the Decision, No.:04-05-2-681/03 from June 10<sup>th</sup>. 2003.

With the request for registration changes it is enclosed the Decision, No. S/99/2004 from May 14<sup>th</sup> 2004 about change of the Presidency main office address and change of the person authorized for representation and presentation of the Presidency.

After insight into the enclosed documentation, it is established that record of the new authorized person for representing and presenting the Presidency, as well as the new Presidency main office address, is performed according to Article 33. of the Law on Associations and Foundations, so according to quoted it is decided as in the dispositive of this Decision.

#### Precept:

This Decision is final in the administrative procedure, so it is not allowed any appeal against it, but it can be brought the administrative dispute. Administrative dispute is brought by the bringing charges to the Supreme Court of Federation of Bosnia and Herzegovina in Sarajevo, within 30 days from the receiving of this Decision. The charges is brought in two identical copies, together with this Decision in original and copy.



*Mensur Delija*

MINISTER

BORJANA KRIŠTO

Copy of signature, illegible.

Deliver:

1. Association
2. Register of the documents
3. Archive

Copy of official seal.

I certify herewith that this is a true and faithful rendering of the copy of original text written in Bosnian language.

Register No.: 144-II/04

Sarajevo, July 16<sup>th</sup>, 2004

Official translator



*Mensur Delija*

Bosna i Hercegovina  
FEDERACIJA BOSNE I HERCEGOVINE  
FEDERALNO MINISTARSTVO PRAVDE  
SARAJEVO

Broj: 04-05-2-681/03  
Sarajevo, 19.05.2004. godine

Federalno ministarstvo pravde, tječavajući po zahtjevu za upis promjena u Registr stranih i međunarodnih nevladinih organizacija "SAUDI HIGH COMMISSION RELIEF FOR BIH - VISOKI SAUDIJSKI KOMITET ZA POMOĆ BIH", temeljem članka 33. stavak 2. Zakona o udruženjima i fondacijama ("Službene novine Federacije BiH", broj 45/02), donosi

### RJEŠENJE

1. Upisuje se u Registr stranih i međunarodnih nevladinih organizacija kod Federalnog ministarstva pravde sa danom, 19.05.2004. godine, promjena upisa za Predstavništvo humanitarne organizacije "SAUDI HIGH COMMISSION RELIEF FOR BIH - VISOKI SAUDIJSKI KOMITET ZA POMOĆ BIH", upisano u Registr stranih i međunarodnih nevladinih organizacija kod ovog ministarstva pod registarskim brojem 119. knjiga I registra, dana 10.06.2003. godine, i to:

- 1) Promjena adrese u sjedištu Predstavništva tako da se umjesto dosadašnje adrese u ulici Semira Frašte bb upisuje ulica Semira Frašte broj 12a.
- 2) Promjena osobe ovlaštene za zastupanje i predstavljanje Predstavništva na način da se umjesto FAHAD N. ALZAKARI dosadašnje osobe ovlaštene za zastupanje i predstavljanje upisuje NASSER A.O. AL SAEED.

2. Ostali upisi u registru izvršeni po Rješenju broj: 04-05-2-681/03 od 10.06.2003. godine, ostaju nepromjenjeni.

### Obraniloženje

Strana humanitarna organizacija "SAUDI HIGH COMMISSION RELIEF FOR BIH - VISOKI SAUDIJSKI KOMITET ZA POMOĆ BIH", podnijela je zahtjev za upis promjena, i to: promjenu adrese u sjedištu Predstavništva i promjenu osobe ovlaštene za zastupanje i predstavljanje Predstavništva.

Predstavništvo humanitarne organizacije upisano je u Registr stranih i međunarodnih nevladinih organizacija koji se vodi kod ovog ministarstva Rješenjem, broj: 04-05-2-681/03 od 10.06.2003. godine.

Uz zahtjev za upis promjena u Registr priložena je Odluka, broj S/99/2004 od 14.05.2004. godine o promjeni adrese u sjedištu Predstavništva i Odluka o promjeni osobe ovlaštene za zastupanje i predstavljanje Predstavništva.

Uvidom u priloženu dokumentaciju utvrđeno je da je upis nove osobe ovlaštene za zastupanje i predstavljanje Predstavništva, kao i nova adresa u sjedištu Predstavništva, izvršena sukladno članku 33. Zakona o udruženjima i fondacijama, pa je slijedom navedenog riješeno kao u dispozitivu ovog rješenja.

**POUKA O PRAVNOM LIJEKU:**

Ovo rješenje je konačno u upravnom postupku, te protiv njega nije dopuštena žalba, ali se može pokrenuti upravni spor. Upravni spor se pokreće tužbom kod Vrhovnog suda Federacije Bosne i Hercegovine u Sarajevu, u roku od 30 dana od dana prijema ovog rješenja. Tužba se podnosi u dva istovjetna primjerka, a uz istu se prilaže i ovo rješenje u originalu ili prijepisu.

Doštaviti:

1. Udrženje,
2. Zbirka isprava,
3. Arhiva



## **EXHIBIT C**

Embassy of Bosnia and Herzegovina – Riyadh

Number: 01-268-189/96  
Riyad, August 26, 1996

**MINISTRY OF FOREIGN AFFIARS  
OF BOSNIA AND HERZEGOVINA**

Subject: Diplomatic status for the Head of Saudi High Commission Relief  
Ref.: Our letter No: 01-508-179/96 from August 05, 1996.

With regards to your letter, date and time reference, once again we suggest that Head of European Office of Saudi High Commission Relief for Bosnia and Herzegovina, sheikh Nasir Al Said, be recognized diplomatic status in our country.

As we have emphasized in our previous letter, Saudi High Commission Relief for BiH was established by King's decree from 1992, in order to organize, collect and distribute material and humanitarian aid for BiH. Entire aid from Kingdom of Saudi Arabia intended for our country was distributed through this Commission mostly.

Taking into consideration that this is government organization, and bearing in mind aid that was forwarded so far and aid that we expect to receive in the future from this Commission, as well as the fact that reports that Head, Sheikh Nasir Al Said provides to the Government of its country, are considered with due attention, we propose once again that his diplomatic status be recognized, in order to facilitate his work and recognize the work of Saudi High Commission Relief for BiH.

Signature  
Senahid Brstic  
Ambassador

Official seal attached

I, Merima Erkotović, re-nominated Official Court Interpreter for English language, by the Ministry of Justice and Administration, of the Federation of Bosnia and Herzegovina, Decision No. 03-04-11-14069/02, of July 23, 2002, do hereby certify with my signature and seal that this is a true translation, to the best of my ability of the original document prepared in the Bosnian language.

Sarajevo, August 16, 2004



Merima Erkotović

\* Merima Erkotović, Official Court Interpreter for English Language  
SARAJEVO

Embassy of Bosnia and Herzegovina - Riyadh

المملكة العربية السعودية - الرياض

Broj: CI:268-189/96

Rijad, 26. 08. 1996.

**MINISTARSTVO VANJSKIH POSLOVA  
BOSNE I HERCEGOVINE**

Predmet: Diplomatski status za predsjednika Visokog saudijskog komiteta

Veza: Naš dopis broj: 01-308-179/96, od 05. 08. 1996. godine

Pozivom na naš dopis, broj i datum veze, ponovo predlažemo da se predsjedniku Ureda za Evropu Visokog saudijskog komiteta za pomoć Bosni i Hercegovini, Šeju Nasiru Al Saidi, prizna diplomatski status u našoj zemlji.

Kako smo u našem ranijem dopisu istakli, Visoki saudijski komitet za pomoć BiH je osnovan kraljevim ukazom 1992. godine, s ciljem da organizira, prikuplja i distribuira materijalnu i humanitarnu pomoć za BiH. Preko oveg Komiteta do sada je, uglavnom, isla sva pomoć Kraljevine Saudijske Arabije za našu zemlju.

S obzirom da se radi o vladinoj organizaciji a imajući u vidu pomoć koja je do sada upućena i koju očekujemo u budućnosti od ovog Komiteta, kao i činjenicu da se izvestaji koji predsjednik, šejh Nasir Al Saidi dostavlja vlasti svoje zemlje uzimajući veoma ozbiljno, i os jednom predlažemo da mu se prizna diplomatski status, kako ci mu se na taj način plakšao rad u Visokom saudijskom komitetu za pomoć BiH odato priznanje.

*S. B. S. A. D.*  
Senahid Brkić,  
s. b. s. a. d. o. f.



## **EXHIBIT D**

The Kingdom of Saudi Arabia has decided to help Republic of Bosnia and Hercegovina with donation in amount of 3.00.00 KM which would be used for supplying equipment, materials and spare parts for reconstruction of train trails Pazaric- Ploce ( 169 km ) and according to public invitation, and with Republic Bosnia and Hercegovina on the date 17/03/1995 sign:

## DONATION AGREEMENT

### Article 1

#### AGREEMENT SIDES

The Kingdom of Saudi Arabia which is represented by the Saudi High Commission Relief for Bih, the authorized representative of Saudi High Commission for Europe is the main manager Sheiih Nasser Al Saeed- in further text the DONATOR.

Republic of Bosnia and Hercegovina which is represented by the Government of Federation of Bosnia and Hercegovina, Ministry of traffic and communications, the autorazied representative is minister mr. Ibrahim Koluder- in the further text – DONATION USER

### Article 2

#### AGREEMENT SUBJECT

Agreement subject is supplement of equipment, materials and spare parts according to the public invitation, and in harmony with conditions and content of seven projects programmes which are the part of this Agreement.

### Article3

#### WAY OF REALISATION

Agreement sides have agreed to form mutual commission which would perform as supervisors and technical-financial control for realization of this donation with works according to the description:

- control of all phases and details in implementation of the project
- supervision of all agreement
- approval of all paying
- approval of the most favorable bidder

Agreement sides have agreed that the holder of the technical management and technical service works would be ZBH- "Zeljeznica Bosne i Hercegovine" "Bosnia and Herzegovina Railway" according to the description :

- develop public invitation
- announce the auction
- collect the offers
- analyze the offers and suggest the most favorable bidder
- give the suggestion of the Agreement text and deliver currently reports to mutual commission

#### **Article 4**

#### **AGREEMENT VALUE**

Agreement value will be defined after the announcement of auction which means after the mutual commission agree about the most favorable bidder.

Mutual commission will develop financial dynamics of Agreement realization, which according to the decision of the mutual commission will follow some of the business banks from Republic of Bosnia and Herzegovina ( Sarajevo).

#### **Article 5**

#### **AGREEMENT FORM**

Donation user gives some benefits in train transport of goods according to the request and needs of the donator.

Agreement sides have agreed that the mutual commission has the authority to state precisely all other rights and obligations according to the Agreement, which will be regulated by its annexes

**THE DONATOR**

**SAUDI HIGH COMMISSION**

**DONATION USER**

**MINISTRY OF TRAFFIC AND**

**COMMUNICATIONS**

Kraljevina Saudijske Arabije je odlučila da pomogne Republiku Bosnu i Hercegovinu sa donacijom u okvirnom iznosu od 3.000.000 DM koja će biti upotrijebljena za nabavku opreme, materijala i rezervnih dijelova u okviru obnove željezničke pruge Pazarić - Ploče (169 km) a prema programskom elaboratu - tenderu, te sa Vladom Republike Bosne i Hercegovine dana 17.03.1995 godine potpisuju:

#### **UGOVOR O DONACIJI**

##### **Član 1 UGOVORNE STRANE**

Kraljevina Saudijska Arabija koju zastupa Visoki Saudijski Komitet za pomoć Bosni i Hercegovini, ovlašteni predstavnik Visokog Saudijskog Komiteta za Evropu - direktor Šeik Nasser Al Said - u daljem tekstu **DONATOR**.

Republika Bosna i Hercegovina koju zastupa u ime Vlade R/F BiH Ministarstvo prometa i komunikacija, ovlašteni predstavnik ministar g. Ibrahim KOLUDER - u daljem tekstu **KORISNIK DONACIJE**.

##### **Član 2 PREDMET UGOVORA**

Predmet ugovora je nabavka opreme, materijala i rezervnih dijelova prema programskom elaboratu - tenderu, a u skladu sa uslovima i sadržajem sedam programskih projekata koji čine sastavni dio ovog ugovora.

**Član 3  
NAČIN REALIZACIJE**

Ugovorne strane su se sporazumjele da formiraju zajedničku komisiju koja će obavijati poslove supervizora i tehničko-finansijske kontrole realizacije ove donacije sa poslovima prema opisu:

- kontrola svih faza i svih detalja u implementaciji projekta,
- supervizija svih ugovora.
- odobravanje svih plaćanja.
- odobravanje najpovoljnijeg ponudjaka - isporučioca,

Ugovorne strane su se sporazumjele da će nosilac tehničkog menadžmenta i tehničko-servisnih poslova biti ŽBH - Željeznice Bosne i Hercegovine prema opisu kako slijedi:

- razrada programskog elaborata - tendera
- raspisuje licitacije
- prikuplja ponude
- analizira ponude i predlaže najpovoljnijeg ponudjaka - isporučioca
- daje prijedlog teksta ugovora i po ovlaštenju zajedničke komisije potpisuje ugovore
- vrši realizaciju po ugovoru i dostavlja redovno izvještaje zajedničkoj komisiji

**Član 4  
VRIJEDNOST UGOVORA**

Vrijednost ugovora će biti definisana nakon obavljene licitacije odnosno odabira najpovoljnijeg ponudjaca - isporučioca po dobivenoj saglasnosti zajedničke komisije.

Zajednička komisija će izraditi finansijsku dinamiku realizacija ugovora, koji će prema odluci zajedničke komisije pratiti neka od poslovnih banaka iz Republike Bosne i Hercegovine (Sarajeva).

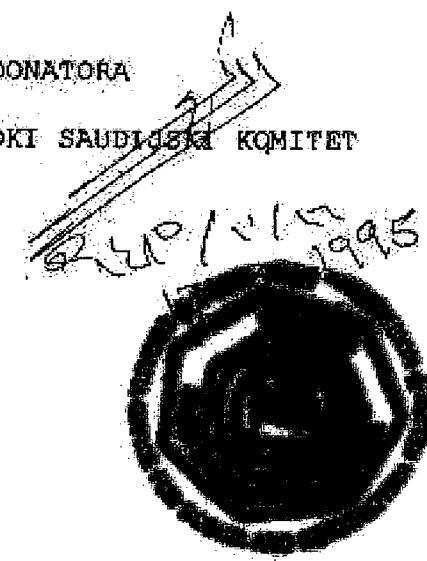
Član 4  
ZAVRŠNE ODREDBE

Korisnik Donacije daje povlastice u željezničkom transportu roba prema zahtjevu i potrebama Donatora.

Ugovorna strane su saglasne da zajednička komisija ima ovlaštenje za preciziranje svih ostalih prava i obaveza prema ovom ugovoru, što će biti regulisano njegovim Aneksima.

ZA DONATORA

VISOKI SAUDIJSKI KOMITET



ZA KORISNIKA DONACIJE

MINISTARSTVO PROMETA I  
KOMUNIKACIJA



## **ATTACHMENT B**

**IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF NEW YORK**

*Relates to:*

*Ashton v. Al Qaeda Islamic Army, 02-CV-6977 (RCC)*

Burnett v. Al Baraka Investment & Development Corp., 03-CV-5738 (RCC)

Federal Insurance Co. v. Al Qaida, 03-CV-6978 (RCC)

*Barrera v. Al Qaeda Islamic Army, 03-CV-7036 (RCC)*

*Salvo v. Al Qaeda Islamic Army, 03-CV-5071 (RCC)*

Burnett v. Al Baraka Investment & Development Corp., 03-CV-9849 (RCC)

## **DECLARATION OF MENSUR DELIJA**

I, Mensur Delija, declare as follows:

1. This declaration is given at the request of United States counsel for His Royal Highness Prince Salman bin Abdulaziz, with the purpose of attesting to the accuracy of translations of another declaration and its attachments filed in this case.

2. I am a licensed translator in Sarajevo. My license is from the Federal Ministry of Justice and Administration as a "Permanent Court Interpreter for English Language." My license number is 03-04-II-14150/02 dated July 23,2002.

3. I have reviewed the original and the English translation of the declaration of Mr Hajrudin to be filed in this case. Based on my qualifications described in Paragraph 2, I attest that the English translation is a true and accurate representation of the original document.

4. I have also reviewed the two Saudi High Commission registration certificates from 1993 and 2004 (Exhibits A and B) and the Donation Agreement of 1995 (Exhibit D) which are referenced in Mr. Hajrudin's declaration. Based on my qualifications described in Paragraph 2, I attest that the English translations are true and accurate representations of the original documents.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on August 25, 2004 in (location) SARAJEVO.



Mensur Delija

Delia Hansen

## **ATTACHMENT C**

**IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF NEW YORK**

*Relates to:*

*Ashton v. Al Qaeda Islamic Army, 02-CV-6977 (RCC)*

Burnett v. Al Baraka Investment & Development Corp., 03-CV-5738 (RCC)

*Federal Insurance Co. v. Al Oqida, 03-CV-6978 (RCC)*

Barrera v. Al Qaeda Islamic Army, 03-CV-7036 (RCC)

*Salvo v. Al Qaeda Islamic Army, 03-CV-5071 (RCC)*

Burnett v. Al Baraka Investment & Development Corp., 03-CV-9849 (RCC)

## **DECLARATION OF MERIMA ERKOCEVIC**

I, Merima Erkocevic, declare as follows:

1. This declaration is given at the request of United States counsel for His Royal Highness Prince Salman bin Abdulaziz, with the purpose of attesting to the accuracy of translations of a declaration's attachment filed in this case.

2. I am a licensed translator in Sarajevo. My license is from the Federal Ministry of Justice and Administration as a "Official Court Interpreter for English Language." My license number is 03-04-11-14069/02, dated July 23, 2002.

3. I have reviewed the original and the English translation of the 1996 letter from the Bosnian embassy referenced in Mr. Hajrudin's declaration to be filed in this case (Exhibit C). Based on my qualifications described in Paragraph 2, I attest that the English translation is a true and accurate representation of the original document.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on August 24, 2004 in (location) Saratoga.

Merima Erkočević  
Merima Erkočević